

Ordinance No. 18007-03-2008

AN ORDINANCE INCREASING ESTIMATED RECEIPTS AND APPROPRIATIONS IN PARKING GARAGE CAPITAL PROJECT FUND IN THE AMOUNT OF \$400,000 FROM AVAILABLE FUNDS FOR THE PURPOSE OF FUNDING THE CONSTRUCTION OF THE NEW DOWNTOWN PARKING GARAGE; PROVIDING FOR A SEVERABILITY CLAUSE, MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2007-2008 in the Budget of the City Manager, there shall also be increased estimated receipts and appropriations in the Parking Garage Capital Project Fund in the amount of \$400,000 from available funds for the purpose of funding the construction of the New Downtown Parking Garage.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

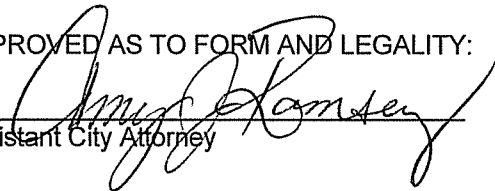
SECTION 3.

That this ordinance shall be cumulative of Ordinance No. 17749 and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

SECTION 4.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:


Assistant City Attorney

ADOPTED AND EFFECTIVE: March 4, 2008

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 3/4/2008 - Ord. No. # 18006-03-2008 & 18007-03-2008

DATE: Tuesday, March 04, 2008

LOG NAME: 20GARAGEBRICK

REFERENCE NO.: G-16071

SUBJECT:

Adopt Appropriation Ordinances to Provide Additional Funds for the Construction of the New Downtown Parking Garage

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached supplemental appropriation ordinance increasing appropriations in the Culture and Tourism Fund by \$400,000.00 and decreasing the unaudited, unreserved, undesignated fund balance by the same amount;
2. Authorize the City Manager to transfer \$400,000.00 from the Culture and Tourism Fund to the Parking Garage Capital Project Fund; and
3. Adopt the attached appropriation ordinance increasing the estimated receipts and appropriations in the Parking Garage Capital Project Fund in the amount of \$400,000.00 from available funds.

DISCUSSION:

The purpose of this M&C is to increase the amount authorized for the New Downtown Parking Garage by \$400,000.00. This will provide sufficient contingency funds to retain a brick veneer exterior surface instead of exposed concrete panels.

On June 12, 2007, M&C C-22184 authorized execution of a Construction Manager At Risk Agreement with Thos. S. Byrne Ltd., in the amount of \$22,965,032 to construct the new parking garage. The contingency in the approved budget was only \$87,968, or less than 0.4 percent of the construction budget. Projects of this magnitude typically include at least 5 percent contingency. The M&C recommended that if additional contingency funds are needed, the optional brick veneer could be deleted. Since June 2007, increases in Equipment and ITS costs (\$50,000), design modifications (\$25,000), and staff administrative costs (\$5,000) have reduced the available contingency to \$7,968. After the addition of \$400,000 from this M&C the contingency balance will be \$407,968.

Several change orders have been issued for unforeseen underground concrete obstructions and utility lines; design changes for ITS and lighting features; and a change order is pending to install conduits to connect the garage with the Convention Center. The pending change would deplete the available contingency, requiring deletion of the brick veneer, if additional funds are not available. City Council expressed a strong desire to maintain the high standards of the garage's external appearance, including the brick veneer, if possible. Funds are available in the Culture and Tourism Fund to cover the entire cost of the brick veneer, ensuring that the exterior appearance of the garage will not be compromised.

The revised overall project budget, including the additional \$400,000 contingency is:

Design	\$1,300,000.00
Pre-Construction Services	\$25,000.00
CMAR Construction Contract	\$22,965,032.00
Geo-Tech and materials testing	\$427,000.00
Utilities	\$825,000.00
ITS	\$300,000.00
Staff Admin	\$50,000.00
Contingency	\$407,968.00
Total	\$26,300,000.00

The project is physically located in COUNCIL DISTRICT 9, but will serve Fort Worth residents in all Council Districts.

FISCAL INFORMATION/CERTIFICATION:

The Finance Director certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the current capital budget, as appropriated, of the Parking Garage Fund. The unaudited, unreserved, designated fund balance of the Culture and Tourism Fund will be \$8,353,313.75 after this appropriation.

TO Fund/Account/Centers

1) GG04 538070 0240400	\$400,000.00
2) P259 472004 301070013680	\$400,000.00
3) P259 541200 301070013680	\$400,000.00

FROM Fund/Account/Centers

2) GG04 538070 0240400	\$400,000.00
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Submitted for City Manager's Office by:

Fernando Costa (8476)

Originating Department Head:

Robert Goode (7913)

Additional Information Contact:

Glenn Balog (2028)
